Superior Court of Washington, County of

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| In re Guardianship/Conservatorship of: Respondent/Minor | No. **Motion to Appoint Lawyer****(MT)** |

**Motion to Appoint Lawyer**

*Use this form together with Order Appointing Lawyer (form* GDN ALL 022*). Check local court rules or ask the court clerk how you present this motion.*

1. Who is making this request?

My name is . I am a:

[ ] Respondent or minor 12 years or older

[ ] Parent of the children

[ ] Court Visitor or Guardian ad Litem

[ ] Guardian or Conservator

[ ] Lawyer for Respondent, who has not been appointed in this case

[ ] Other *(describe relationship)*:

2. Who needs a lawyer?

I ask the court to appoint lawyer/s for *(name/s)*

3. Why should a lawyer be appointed in a Minor Guardianship? *(Check all that apply)*

[ ] Does not apply. This is **not** a Minor Guardianship case.

[ ] The **parent/s** listed in section **2** [ ] can [ ] **cannot** afford a lawyer (indigent) and:

[ ] object to guardianship over their child.

[ ] may consent to guardianship over their child, but a lawyer is needed to make sure this consent is fully informed.

[ ] need a lawyer because:

|  |
| --- |
| ***Important!*** *The court* ***must*** *appoint a lawyer at* ***public expense*** *for an indigent parent who appears in a minor guardianship case if any one of the above statements is true. If a parent is* ***not*** *indigent, the court* ***may*** *appoint a lawyer if any one of the above statements is true. A parent may have to fill out a financial statement.* |

[ ] The **child** listed in section **2:**

[ ] is age 12 or older and has asked for a lawyer.

[ ] should have a lawyer, as recommended by a Guardian ad Litem or Court Visitor.

[ ] has chosen a lawyer who has not yet been appointed by the court.

[ ] needs a lawyer because:

4. Why should a lawyer be appointed in a Minor Conservatorship or Protective Arrangement? *(Check all that apply)*

[ ] Does not apply. This is **not** a Minor Conservatorship or Protective Arrangement.

[ ] The minor's chosen lawyer has not yet been appointed by the court.

[ ] The minor's rights cannot otherwise be adequately protected and represented.

[ ] The minor needs a lawyer because:

[ ] A lawyer must be appointed for the minor at **public expense** because:

[ ] the minor cannot afford a lawyer.

[ ] the expense of a lawyer would result in substantial hardship to the minor.

[ ] the minor does not have practical access to funds to pay a lawyer.
*(The court may require reimbursement if this is the only reason to appoint a lawyer at public expense.)*

[ ] The minor’s **parent** needs a lawyer because they:

[ ] object to conservatorship/protective arrangement over their child.

[ ] may consent to conservatorship/protective arrangement over their child, but a lawyer is needed to make sure this consent is fully informed.

[ ] other reason:

**5.** **Why should a lawyer be appointed in an Adult Guardianship, Conservatorship, or Protective Arrangement?** *(Check all that apply)*

[ ] Does not apply.

[ ] Respondent's chosen lawyer has not yet been appointed by the court.

[ ] Respondent's rights cannot otherwise be adequately protected and represented.

[ ] Respondent objects to the petition.

[ ] Respondent requests appointment of a lawyer.

[ ] Respondent needs a lawyer because:

[ ] Petitioner filed a Petition for Emergency Guardianship/Conservatorship.

6. Who should be appointed?

[ ] The court should decide who to appoint.

[ ] *(Lawyer name)* , WSBA number

should be appointed as lawyer for *(name)*

[ ] This lawyer is the willing counsel of this person's choosing.

[ ] *(Lawyer name)* , WSBA number

should be appointed as lawyer for *(name)*

[ ] This lawyer is the willing counsel of this person's choosing.

**7. Payment**

The lawyer should be appointed:

[ ] At **public** expense because:

[ ] Respondent cannot afford a lawyer.

[ ] The expense of a lawyer would result in substantial hardship to Respondent.

[ ] Respondent does not have practical access to funds to pay a lawyer.

*(The court may require reimbursement if this is the only reason to appoint a lawyer at public expense.)*

[ ] At **private** expense.

The lawyer must be paid at a rate of $ per hour up to a maximum of $ or hours unless the lawyer obtains prior approval from the court for a different amount. The payment shall be made by *(name)* \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

**Person asking for this order fills out below:**

I declare under penalty of perjury under the laws of the State of Washington that the facts I have provided on this form are true.

Signed at *(city and state):* Date:

*Person asking for this order signs here Print name here*

The following is my contact information:

*Email:* \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ *Phone (Optional):* \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

I agree to accept legal papers for this case at *(check one):*

[ ] my lawyer’s address, listed below.

[ ] the following address *(this does* ***not*** *have to be your home address):*

*Street Address or PO Box City State Zip*